

AUG 18 2005



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† ALSO ADMITTED TO PRACTICE IN NY**FACSIMILE TRANSMITTAL SHEET**

August 18, 2005

To: **Examiner Douglas N. Washburn**  
**Group Art Unit 2863**

Re: A.S.N. 10/694,539, filed October 27, 2003

Date: August 18, 2005

Facsimile No.: (571) 273-2284

Attorney Docket No: M1211/20017

No. of Pages: 4 (including cover)

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**COMMENTS**

(Substitute) PTO/SB/21 (09-04)

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages In This Submission

4

Application Number

10/694,539

Filing Date

October 27, 2003

First Named Inventor

Joachim Eibl

Art Unit

2863

Examiner Name

Douglas N. Washburn

Attorney Docket Number

M1211/20017

**ENCLOSURES (Check all that apply)**

Fee Transmittal Form



Fee Attached



Amendment/Reply



After Final



Affidavits/declaration(s)



Extension of Time Request



Express Abandonment Request



Information Disclosure Statement



Certified Copy of Priority Document(s)

Reply to Missing Parts/  
Incomplete ApplicationReply to Missing Parts  
under 37 CFR 1.52 or 1.53

Drawing(s)



Licensing-related Papers



Petition



Petition to Convert to a



Provisional Application



Power of Attorney, Revocation



Change of Correspondence Address



Terminal Disclaimer



Request for Refund



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Remarks



After Allowance Communication to TC

Appeal Communication to Board  
of Appeals and InterferencesAppeal Communication to TC  
(Appeal Notice, Brief, Reply Brief)

Proprietary Information



Status Letter

Other Enclosure(s) (please identify  
below):- Examiner Interview Summary  
- English-language translation of  
DE 1019707 AbstractPlease charge Attorney Account No. 03-0075 as necessary to effect entry and/or  
ensure consideration of this submission.**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name

Caesar, Rivise, Bernstein, Cohen &amp; Pokotilow, Ltd., Customer No. 03000

Signature

Printed name

Michael J. Cornelison

Date

August 18, 2005

Reg. No.

40,395

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Michael J. Cornelison

Date

August 18, 2005

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AUG 18 2005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PATENT EXAMINING OPERATION

Applicants: Eibl, et al.

Serial No: 10/694,539

Group Art Unit: 2863

Filed: October 27, 2003

Examiner: Douglas N. Washburn

Att. Docket No.: M1211/20017

Confirmation No.: 3650

For: MEASURING DEVICE AND METHOD FOR DETERMINING A  
CHARACTERISTIC CURVE OF A HIGH FREQUENCY UNITEXAMINER INTERVIEW SUMMARYCommissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

On August 17, 2005, an Examiner-initiated telephonic interview was conducted between Examiner Douglas N. Washburn and Applicants' representative, Michael J. Cornelison (Reg. No. 40,395) regarding the above-identified application. During the interview, the parties discussed the Information Disclosure Statement filed on October 27, 2003 and the drawings, as set forth in greater detail below.

Initially, the Examiner asserted that the Information Disclosure Statement failed to comply with the provisions of 37 C.F.R. §1.97, 1.98 and MPEP §609 because it does not include a concise explanation of the relevance of document DE 1019707. Applicants' representative informed the Examiner that where the information listed is not in the English language, but was cited in a search report or other action by a foreign patent office in a counterpart foreign application, the requirement for a concise explanation of relevance is satisfied by submitting an English-language version of the search report or action which indicates the degree of relevance found by the foreign office by merely an "X", "Y", or "A" indication on the search report. The

Application No. 10/694,539

Examiner Interview Summary Dated August 18, 2005

Examiner acknowledged that the Information Disclosure Statement filed on October 27, 2003 included an English-language version of the search report with an "A" indication for the degree of relevance found by the foreign office. Accordingly, the English-language version of the search report satisfies the requirement of 37 C.F.R. §1.97, 1.98 and MPEP §609.

Applicants' representative noted that even though the requirements for filing the Information Disclosure Statement were satisfied, that an English-language version of the abstract of document DE 1019707 was recently received and would be provided to the Examiner. Accordingly, Applicants attach hereto an English-language version of the abstract for the Examiner's consideration.

The drawings of the application were also discussed to determine if any of the drawings should be labeled as prior art. After a thorough discussion and study of the specification, an agreement was reached that none of the figures were required to be labeled as prior art.

If there are any questions or suggestions relating to this matter, please contact the undersigned at the telephone number listed below.

Respectfully submitted,

CAESAR, RIVISE, BERNSTEIN,  
COHEN & POKOTILOW, LTD.

August 18, 2005

Please charge or credit our  
Account No. 03-0075 as necessary  
to effect entry and/or ensure  
consideration of this submission.

By



Michael J. Cornelison  
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